

IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

TERRY SPELLMAN and
MARTHA SPELLMAN,

Plaintiffs,

v.

CLARKSVILLE/MONTGOMERY
COUNTY SCHOOL SYSTEM, *et al.*,

Defendants.

NO. 3:10-0314
JUDGE HAYNES

O R D E R

Plaintiff, Terry Spellman, filed this pro se action citing federal laws relating to access to the educational records of his child, Martha Spellman who has a pending administrative action about her individual educational plan.


Plaintiff's claims implicate the Individuals with Disabilities Education Act ("IDEA"), 20 U.S.C. § 1401 et seq. For these claims, including for records, Plaintiffs must exhaust their pending administrative remedies before pursuing a court action. S.S. v. Eastern Kentucky Univ., 532 F.3d 445, 449 (6th Cir. 2008).

Accordingly, this action is **DISMISSED without prejudice** for lack of jurisdiction.

This is the Final Order in this action.

It is so **ORDERED**.

ENTERED this the 20th day of October, 2010.


WILLIAM J. HAYNES, JR.
United States District Judge